

**BEFORE THE PUBLIC SERVICE COMMISSION  
STATE OF MISSOURI**

In the Matter of Veolia Energy     )  
Kansas City, Inc. for Authority     )     Case No. HR-2011-0241  
to File Tariffs to Increase Rates     )

**NOTICE OF APPEAL**

Comes now Veolia Energy Kansas City, Inc. ("Veolia") and, pursuant to §386.510 RSMo, provides notice that Veolia appeals the Missouri Public Service Commission's ("Commission") July 18, 2011 Order compelling Veolia to produce highly confidential, proprietary information to Kansas City Power & Light Company ("KCP&L") to the Western District Court of Appeals.

1.     This Notice of Appeal is being served on the parties to the Commission's proceeding in accordance with §386.515 RSMo. A full and complete list of the parties to the Commission proceeding are listed below:

Veolia Energy Kansas City, Inc. ("Veolia"), Applicant, represented by Diana Vuylsteke and Carole Iles, Bryan Cave LLP.

Kansas City Power & Light Company ("KCP&L"), Intervenor, represented by Roger Steiner of KCP&L, and James Fischer of Fischer & Dority, P.C.

Southern Union Company d/b/a Missouri Gas Energy ("MGE"), Intervenor, represented by Dean Cooper of Brydon, Swearingen & England, P.C., and Todd Jacobs of Missouri Gas Energy.

City of Kansas City, Missouri, Intervenor, represented by Mark Comley of Newman, Comley & Ruth, P.C. and Brian Rabineau of the City of Kansas City, MO.

Missouri Public Service Commission Staff ("Staff"), Statutory Party, represented by Jennifer Hernandez.

Office of Public Counsel ("OPC"), Statutory Party, represented by Lewis Mills.

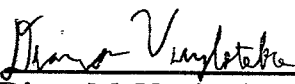
2. On July 21, 2011, Veolia filed its Motion for Reconsideration for Order Granting Motion to Compel, Denying Motion for Protective Order, and Denying Motion for Evidentiary Hearing ("Motion for Reconsideration"). A copy of Veolia's Motion for Reconsideration is attached as Exhibit A to this Notice of Appeal.

3. Due to the nature of this dispute, a copy of the reconciliation referenced in subsection 4 of §386.420 RSMo is not required.

4. In this action, Veolia is respectfully requesting that the Western District Court of Appeals stay or suspend the Commission's July 18, 2011 Order requiring Veolia to produce highly confidential, proprietary information to KCPL. If the Order is enforced, Veolia will suffer "great or irreparable damage" because KCPL, Veolia's competitor, will have access to many of Veolia's highly confidential business records. *See* §386.520(1). Moreover, many of these records include highly confidential information regarding Veolia's activities that are not even regulated by the Commission.

Dated: July 26, 2011

Respectfully submitted,

By:   
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Attorneys for Veolia Energy Kansas City,  
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## CERTIFICATE OF SERVICE

I do hereby certify that a true and correct copy of the foregoing document has been transmitted by First Class Mail and electronically on this 26th day of July, 2011, to the following attorneys:

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